

ORDINANCE NO. 20-01

**INTRODUCED BY:
Mayor Pro Tem Thomas
Council Member Sweeney**

**AN ORDINANCE OF THE CITY COUNCIL OF THE CITY OF FEDERAL HEIGHTS,
COLORADO, ESTABLISHING THE COMPENSATION FOR PRESIDING MUNICIPAL
COURT JUDGE AMANDA L. BAILHACHE**

WHEREAS, City Council in accordance with its duties set forth in Article 9 of the Federal Heights Municipal Code has appointed Amanda L. Bailhache to serve as presiding Municipal Court Judge for a two-year term commencing January 1, 2020; and

WHEREAS, C.R.S. Section 13-10-107 requires that City Council establish the compensation for the municipal judge and associated judges by ordinance; and

WHEREAS, such compensation is to be a fixed annual compensation that may be payable on any schedule as determined by City Council.

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF FEDERAL HEIGHTS, COLORADO:

Section 1. Effective January 1, 2020, the annual compensation for the presiding municipal judge shall be \$49,616.04 payable in monthly amounts of \$4,134.67.

Section 2. The City acknowledges that it is subject to the revenue and spending limitations of the Taxpayer's Bill of Rights (TABOR), Article X, Section 20, of the Colorado Constitution and that any appropriation for the compensation of the municipal court judge beyond the current year is subject to the approval of City Council.

Section 3. If any article, section, paragraph, sentence, clause or phrase of this ordinance is held to be unconstitutional or invalid for any reason, such decision shall not affect the validity or constitutionality of the remaining portions of this ordinance. The city council hereby declares that it would have passed this ordinance and each part or parts hereof irrespective of the fact that any one part or parts be declared unconstitutional or invalid.

Section 4. All other ordinances or portions thereof inconsistent or conflicting with this ordinance or any portions hereof are hereby repealed to the extent of such inconsistency or conflict.

Section 5. The repeal or modification of any provision of the Federal Heights Municipal Code by this ordinance shall not release, extinguish, alter, modify or change in whole or in part any penalty, forfeiture or liability, either civil or criminal, which shall have been incurred under such provision. Each provision shall be treated and held as still remaining in force for the purpose of sustaining any and all proper actions, suits, proceedings and prosecutions for enforcement of the penalty, forfeiture or liability, as well as for the purpose of sustaining any judgment, decree or order which can or may be rendered, entered or made in such actions, suits, proceedings or prosecutions.

Section 6. This ordinance is deemed necessary for the protection of the health, welfare and safety of the community.

INTRODUCED, READ AND PASSED AS AN ORDINANCE, ON FIRST READING,
AT A REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF FEDERAL
HEIGHTS, COLORADO, THE 7th DAY OF January 2020.

READ, PASSED AND ADOPTED AS AN ORDINANCE ON SECOND READING,
AT A REGULAR MEETING OF THE CITY COUNCIL OF THE CITY OF FEDERAL
HEIGHTS, COLORADO, THE 21st DAY OF January 2020.

/s/ Linda S. Montoya, Mayor

ATTEST:

/s/ Patti K. Lowell, CMC
City Clerk

APPROVED AS TO FORM:

/s/ William P. Hayashi
City Attorney

PUBLISHED:

Westminster Window

January 16, 2020

January 30, 2020